IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Joseph Phillip Bigus

Date: May 16, 2001

Group Art Unit:

2164

IBM Corporation

Confirmation No.:

5818

Intellectual Property Law

Examiner:

H. Kazimi

Dept. 917, Bldg. 006-1

Serial No.:

09/238,821

3605 Highway 52 North

Filed:

January 28, 1999

Rochester, MN 55901

Title: VEHICLE-BASED ORDER ENTRY

AND PROCESSING MECHANISM

REQUEST FOR CONTINUED PROSECUTION APPLICATION **UNDER 37 CFR 1.53(d)**

Assistant Commissioner for Patents Box CPA Washington, D. C. 20231

Sir:

Request is hereby made for the grant of a filing date for a continuation application, pursuant to 37 CFR 1.53(d), of application Serial No. 09/238,821 filed January 28, 1999.

The use of the continued prosecution application procedure pursuant to 37 CFR 1.53(d) is hereby requested.

The title of invention and name(s) of applicant(s) of the prior application are as stated above in the caption. The correspondence address of the applicant(s) is shown below.

Entry of the amendment previously filed in the parent application on ______, 2000, under 37 CFR §1.116, but unentered, is hereby requested.

Pursuant to 37 CFR 1.53(d), this request operates as a request to expressly abandon the prior parent application, currently Serial No. 09/238,821, and assign said serial number to the continued prosecution application, as of the filing date of this request.

Respectfully submitted,

Date: May 16, 2001

Steven W. Roth, Staff Counsel Registration No. 34,712

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